IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 1083 (S/S) of 2005

Vijay Singh Rawat,
son of Sri Gyan Singh Rawat,
resident of C/o Kanchan Pan Bhandar,
Mayapur, Haridwar,
District – Haridwar. **.....Petitioner.**

Versus.

1. State of Uttaranchal through Secretary, Labour Dehradun.
2. Executive Officer, Nagar Palika Parishad, Haridwar.
3. Chairman, Nagar Palika Parishad, Haridwar.

.....Respondents.

Hon'ble M.M. Ghildiyal, J.:

Heard Sri N.S Negi, learned counsel for the petitioner, learned Standing counsel, who has accepted notices on behalf of the respondent no. 1 and Sri Pankaj Miglani, who has put in appearance on behalf of respondents no. 2 and 3.

Learned counsel for both the parties are agree to decide the writ petition at its admission stage itself.

The services of the petitioner were terminated by the respondents against which the petitioner has preferred Adjudication Case, which was numbered as Adjudication Case No. 25 of 1995 before the Industrial Tribunal. The Industrial Tribunal has given its award dated 28.06.1996, which was published on 15.11.1996 in favour of the petitioner.

Respondent no. 2 has challenged the award dated 28.06.1996 by way of filing the writ petition which was

numbered WP No. 7226 (MS)/of 2001 in the High Court. On 04.06.2004 the High Court has dismissed the writ petition with a direction to reinstate the petitioner. Thereafter, the petitioner. Thereafter, the petitioner was reinstated service.

The submission of the petitioner is that he is working in the Nagar Palika, Haridwar since 1993. Three posts of Driver are vacant in the Nagar Palika, Haridwar and respondents may be directed to consider the petitioner's case for regularization against these posts. For redressal of his grievance he has already moved a representation before respondent no. 2 on 04.03.2005, which is annexure no. 5 to the writ petition.

During the course of argument Learned counsel for the petitioner has confined his prayer that respondent no. 2 may be directed to decide the representation of the petitioner.

Considering all the facts, it is in the interest of justice to direct the respondent no. 2 i.e. Executive Officer, Nagar Palika Parishad, Haridwar to decide the representation dated 04.03.2005 of the petitioner within a period of four weeks from the date of production of certified copy of this order.

With this direction the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

August 2, 2005
SKSharma